

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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In re-estate of EDGAR H. MALLOY, EDGAR
W. MALLOY, as Sole Administrator of
EDGAR H. MALLOY Estate; EDGAR W.
MALLOY, as heir to the Estate of EDGAR H.
MALLOY,

Plaintiff,

vs.

SPX COOLING TECHNOLOGIES, INC., a
business entity, ROE EMPLOYEE, ROE
INDIVIDUALS I through X, and DOE
CORPORATIONS and other business entities I
through X, inclusive,

Defendants.

Case No.: 2:10-cv-00908-RLH-LRL

ORDER

(Motion for District Judge to
Reconsider-#26)

Before the Court is an Order (#24) entered by the Honorable Lawrence R. Leavitt, Magistrate Judge, regarding Defendant SPX Cooling Technologies, Inc.'s ("SPX") Motion to Strike (#17) and Plaintiff Edgar W. Malloy's Motion to Extend Time (#18).

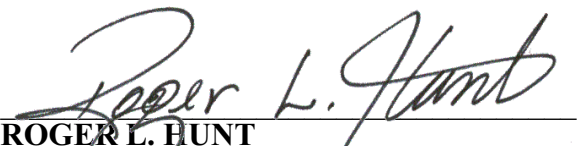
SPX filed Objections to Magistrate Judge Leavitt's Order (#26) in accordance with Rule IB 3-1 of the Local Rules of Practice of the United States District Court for the District of

1 Nevada. Malloy filed a Response (#28) to the Objections, and this matter was referred for
2 consideration.

3 The Court has conducted a *de novo* review of the record in accordance with 28
4 U.S.C. § 636(b)(1)(A), (B), and (C) and Local Rule IB 3-1 and determines that the Order (#24) is
5 not clearly erroneous or contrary to law and should be affirmed.

6 IT IS THEREFORE ORDERED that Magistrate Judge Leavitt's Order (#24) is
7 AFFIRMED, SPX's Objections are overruled, SPX's Motion Strike (#17) is DENIED, and
8 Malloy's Motion to Extend (#18) is GRANTED..

9 Dated: April 14, 2011.

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12 **ROGER L. HUNT**
13 **Chief United States District Judge**
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